


REQUEST FOR CONTINUED EXAMINATION (RCE) REQUEST TRANSMITTAL

Subsection (b) of 35. U.S.C. § 132, effective on May 29, 2000. Provides for continued examination of utility of plant applications filed on or after June 8, 1995. See the American Inventors Protection Act of 1999 (AIPA).

| | | |
|---|-------------------------------|------------------------|
| Address to: Mail Stop RCE Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450  | Application Number | 09/337,824 |
| | Filing Date | 06/22/99 |
| | First Named Inventor | E. K. Kolodner, et al. |
| | Group/Art Unit | 2154 |
| | Examiner Name | Dustin Nguyen |
| | Attorney Docket Number | UK9-1998-0094 |

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

Note: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000 applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) instead of an RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule 65 Fed Reg. 50092 (Aug. 16, 2000), Interim Rule 65 Red. Reg. 14865 (Mar 20, 2000) 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000) which established RCE practice

1. Submission required under 37 C.F.R. § 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____
- ii. ☐ Consider the arguments in the appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Other
1. ☒ Return Postcard
2. ☒ Petition for Extension of Time

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2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ Months. (Period of suspension shall not exceed 3 months. Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other _____

3. Fees (The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.)

- ☒ Please charge my Deposit Account No 50-0510 in the amount of \$1,096.00. A duplicate copy of this sheet is attached.
- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0510. A duplicate copy of this sheet is attached.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

| | | |
|------------------|--------------------------------|------------------------------|
| NAME | Michael J. Buchenhorner | Registration # 33,162 |
| Signature | <i>Michael J. Buchenhorner</i> | Date: May 28, 2003 |

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, Alexandria, VA 22313-1450 on:

Name: Michael J. Buchenhorner

| | | | |
|------------------|--------------------------------|-------------|--------------|
| Signature | <i>Michael J. Buchenhorner</i> | Date | May 28, 2003 |
|------------------|--------------------------------|-------------|--------------|

06/03/2003 JADD01 00000052 500510 09337824

03 FC:1801 750.00 CH
04 FC:1202 126.00 CH

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